PTO/SB/21 (09-04

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE he Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a vali

TRANSMITTAL **FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

the date shown below:

Typed or printed name

Douglas A. Collier

Signature

	THE PROPERTY OF THE PROPERTY O
Application Number	10/603,471
Filing Date	June 25, 2003
First Named Inventor	Larry Gause et al.
Art Unit	3775
Examiner Name	Anuradha Ramana
Attorney Docket Number	MSDL-259/PC757 00

ENCLOSURES (Check all that apply)							
☐ Fe	ee Transmittal Form	Drawing(s)			After Allowance Communication to TC		
	Fee Attached	Licensing-related Papers			Appeal Communication to Board of Appeals and Interferences		
Amendment/Reply After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53		Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address Terminal Disclaimer Request for Refund CD, Number of CD(s) Landscape Table on CD Remarks		Retu	Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please Identify below): rn Receipt Postcard		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT							
Firm Name	Firm Name Krieg De Vault LLP						
Signature	Signature & Sules a. Colley						
Printed na	nted name Douglas A. Collier						
Date	Date February 4, 2009		Reg. No.	43,556			
CERTIFICATE OF TRANSMISSION/MAILING L hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with							

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date

February 4, 2009

sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: Larry Gause et al.

Application Serial No. 10/603,471

Filed: June 25, 2003

SYSTEM FOR STABILIZING A PORTION OF THE SPINE

FEB 0 6 2009) W

Before the Examiner: Anuradha Ramana

Group Art Unit: 3775

Attorney Ref. No.: MSDI-259/PC757.00

February 4, 2009

RESPONSE TO FINAL OFFICE ACTION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action dated December 5, 2008, please enter the following remarks. No fees or extensions of time are believed due for consideration of the enclosed. However, please provide any extensions of time necessary and charge any fees which may be due, or credit any overpayment, to Deposit Account No. 12-2424, but not to include any payment of issue fees.

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

February 4, 2009

Date of Transmission

Douglas A. Collier

Name of Registered Representative

Signature

February 4, 2009

Date of Signature